

REMARKS

Request for Reconsideration, Informal Matters, Claims Pending

The application stands subject to a non-final Office Action mailed on 2 May 2008. Reconsideration of the claimed invention in view of the amendments above and the discussion below is respectfully requested.

The specification has been amended grammatically and idiomatically. No new matter has been added.

Claims 1-30 stand allowed. Claims 1-32 are pending.

35 USC 112, Second Paragraph

Rejection Summary

Claims 32-33 stand rejected under 35 USC 112, second paragraph, allegedly for lack of support for the channel assignment message stored on a computer readable medium.

Discussion

The Applicants have assumed that the rejection concerns Claims 31 and 32, rather than Claims 32 and 33, since only Claims 1-32 are pending and since the Detailed Action makes reference to Claim 31. Moreover, the second paragraph of section 112 imposes requirements on how the invention is claimed rather than how the claims are supported by the description.

FIG. 1 illustrates a system of networks including exemplary GSM and CDMA networks described in paragraphs [0012-15], both of which

include base stations that communicate channel assignment messages to user terminals or communication devices as discussed in paragraph [0026]. The generation and management of the channel assignment messages at the base station necessarily requires the storage of the message on a computer readable medium since the entity that generates the message, typically a scheduling entity which constitutes part of the base station, nearly always implemented as a programmable digital processing device. Thus while the specification does not include an explicit disclosure that the channel assignment message of Claims 31 and 32 is stored on a computer readable medium, those skilled in the art understand well that such messages are so stored. For these reasons, Claims 31-32 are believed to be fully supported by the original disclosure. Kindly withdraw the rejection under 35 USC 112.

Prayer For Relief

In view of any amendments and the discussion above, the present application is in condition for allowance. Kindly withdraw any rejections and objections and allow this application to issue as a United States Patent without further delay.

Respectfully submitted,

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